THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Our Case No. P93-00-DD)

PATENT

2-38-01

In re application of:). CERTIFICATE OF MAILING
Bennett et al.) I hereby certify that this correspondence is
) being deposited with the United States
Serial No. 09/332,317) Postal Service, First Class mail, in an) envelope addressed to: Assistant
Filed: June 14, 1999	 Commissioner for Patents, Washington, D.C. 20231 this 6th day of February, 2001.
For: ATTORNEY TERMINAL)
HAVING OUTLINE)
PREPARATION CAPABILITIES	$O_{C}(I)$
FOR MANAGING TRIAL) By: Complado
PROCEEDINGS) Christopher C. Winslade
) Registration No. 36, 308
Group Art Unit: 2161)
Examiner: Tran, T	'

TERMINAL DISCLAIMER TO OBVIATE ANY DOUBLE PATENTING ISSUE (37 C.F.R. 1.321(b))

Assisstant. Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Interest of Entity Making This Disclaimer

Engate Incorporated is the assignee of the entire interest in this application and in U.S. Patent No. 5,444,615 issued August 22, 1995, U.S. Patent No. 5,815,392 issued September 29, 1998 and U.S. Patent No. 5,940,800 issued August 17, 1999.

Disclaimer

Engate Incorporated hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration dates of U.S. Patent Nos. 5,444,615, 5,815,392 aand 5,940,800 and hereby agrees that any patent so granted on the

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above-identified application shall be enforceable only during such period that said patent is commonly owned with U. S. Patent Nos. 5,444,615, 5,815,392 and 5,940,800, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee and its successors or assigns.

It is to be understood from the foregoing language that Engate Incorporated does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration dates of said U.S. Patent Nos. 5,444,615, 5,815,392 and 5,940,800, even if the effective lives of said U.S. Patent Nos. 5,444,615, 5,815,392 and 5,940,800 are shortened by any event, subsequent or otherwise (such as, for example, failure to pay a maintenance fee, a court or Patent Office ruling, or a disclaimer by the Patentee).

Fee Status (37 C.F.R. 1.20(d))

Applicant is submitting herewith a check in the amount of \$55.00 to cover the small entity fee.

EVIDENTIARY STATEMENT

The evidentiary documents accompanying or referred to in the Terminal Disclaimer have been reviewed by the undersigned and it is certified that to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action.

Date: $\frac{2/6/0/}{}$

Christopher C. Winslade

Reg. No. 36,308

Attorney for Applicant

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